

**U.S. District Court  
District of Columbia (Washington, DC)  
CIVIL DOCKET FOR CASE #: 1:18-cv-01201-RCL**

NATIONAL STUDENT LEGAL DEFENSE NETWORK et al  
v. UNITED STATES DEPARTMENT OF EDUCATION  
Assigned to: Judge Royce C. Lamberth  
Cause: 05:552 Freedom of Information Act

Date Filed: 05/22/2018  
Jury Demand: None  
Nature of Suit: 895 Freedom of  
Information Act  
Jurisdiction: U.S. Government Defendant

**Plaintiff**

**NATIONAL STUDENT LEGAL  
DEFENSE NETWORK**

represented by **Alexander S. Elson**  
NATIONAL STUDENT LEGAL  
DEFENSE NETWORK  
1015 15th Street NW  
Suite 600  
Washington, DC 20005  
202-734-7495  
Email: [alex@nslan.org](mailto:alex@nslan.org)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

**Toby R. Merrill**  
LEGAL SERVICES CENTER OF  
HARVARD LAW SCHOOL  
122 Boylston Street  
Jamaica Plain, MA 02130  
(617) 390-2576  
Email: [tomerrill@law.harvard.edu](mailto:tomerrill@law.harvard.edu)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

**Martha Upton Fulford**  
2550 South Monroe  
Denver, CO 80210  
(303) 807-7343  
Email: [martha.fulford@gmail.com](mailto:martha.fulford@gmail.com)  
**TERMINATED: 05/01/2019**

**Plaintiff**

**PROJECT ON PREDATORY  
STUDENT LENDING OF THE  
LEGAL SERVICES CENTER OF  
HARVARD LAW SCHOOL**

represented by **Toby R. Merrill**  
(See above for address)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

**Martha Upton Fulford**  
(See above for address)  
**TERMINATED: 05/01/2019**

V.

**Defendant**

**UNITED STATES DEPARTMENT OF  
EDUCATION**

represented by **Diana Viggiano Valdivia**  
U.S. ATTORNEY'S OFFICE FOR THE  
DISTRICT OF COLUMBIA  
555 Fourth Street, NW  
Washington, DC 20530  
(202) 252-2545  
Email: [diana.valdivia@usdoj.gov](mailto:diana.valdivia@usdoj.gov)  
**LEAD ATTORNEY**

ATTORNEY TO BE NOTICED

**Joshua L. Rogers**

U.S. ATTORNEY'S OFFICE FOR THE  
DISTRICT OF COLUMBIA

555 Fourth Street, NW

Washington, DC 20530

(202) 252-2578

Fax: (202) 252-2599

Email: [joshua.rogers3@usdoj.gov](mailto:joshua.rogers3@usdoj.gov)

TERMINATED: 02/25/2019

Date Filed	#	Docket Text
05/22/2018	<u>1</u>	COMPLAINT against UNITED STATES DEPARTMENT OF EDUCATION ( Filing fee \$ 400 receipt number 0090-5495616) filed by National Student Legal Defense Network, Project on Predatory Student Lending of the Legal Services Center of Harvard Law School. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D, # <u>5</u> Exhibit E, # <u>6</u> Exhibit F, # <u>7</u> Exhibit G, # <u>8</u> Civil Cover Sheet, # <u>9</u> Summons)(Upton Fulford, Martha) (Attachment 8 replaced on 5/22/2018) (zsth). (Entered: 05/22/2018)
05/22/2018	<u>2</u>	LCvR 7.1 CERTIFICATE OF DISCLOSURE of Corporate Affiliations and Financial Interests by National Student Legal Defense Network (Upton Fulford, Martha) (Main Document 2 replaced on 6/10/2018) (znmw). (Entered: 05/22/2018)
05/22/2018		Case Assigned to Judge Royce C. Lamberth. (zsth) (Entered: 05/22/2018)
05/22/2018	<u>3</u>	SUMMONS (1) Issued Electronically as to UNITED STATES DEPARTMENT OF EDUCATION. (Attachments: # <u>1</u> Notice and Consent)(zsth) (Entered: 05/22/2018)
05/23/2018	<u>4</u>	NOTICE of Appearance by Toby R. Merrill on behalf of NATIONAL STUDENT LEGAL DEFENSE NETWORK, PROJECT ON PREDATORY STUDENT LENDING OF THE LEGAL SERVICES CENTER OF HARVARD LAW SCHOOL (Merrill, Toby) (Entered: 05/23/2018)
05/23/2018	<u>5</u>	LCvR 7.1 CERTIFICATE OF DISCLOSURE of Corporate Affiliations and Financial Interests by PROJECT ON PREDATORY STUDENT LENDING OF THE LEGAL SERVICES CENTER OF HARVARD LAW SCHOOL (Merrill, Toby) (Main Document 5 replaced on 5/25/2018) (ztth). (Entered: 05/23/2018)
06/07/2018	<u>6</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to the United States Attorney. Date of Service Upon United States Attorney on 5/29/2018. ( Answer due for ALL FEDERAL DEFENDANTS by 6/28/2018.), RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. UNITED STATES DEPARTMENT OF EDUCATION served on 5/29/2018, RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed on United States Attorney General. Date of Service Upon United States Attorney General 05/29/2018. (Attachments: # <u>1</u> Exhibit a)(Upton Fulford, Martha) (Entered: 06/07/2018)
06/07/2018	<u>7</u>	NOTICE of Appearance by Joshua L. Rogers on behalf of All Defendants (Rogers, Joshua) (Entered: 06/07/2018)
06/28/2018	<u>8</u>	ANSWER to Complaint by UNITED STATES DEPARTMENT OF EDUCATION.(Rogers, Joshua) (Entered: 06/28/2018)
01/30/2019	<u>9</u>	ORDER requiring production of a Vaughn index and supporting motion. Signed by Judge Royce C. Lamberth on 1/30/2019. (lrcrl2) (Entered: 01/30/2019)
02/25/2019	<u>10</u>	NOTICE OF SUBSTITUTION OF COUNSEL by Diana Viggiano Valdivia on behalf of All Defendants (Valdivia, Diana) (Entered: 02/25/2019)
02/28/2019	<u>11</u>	MOTION for Extension of Time to File <i>Vaughn Index with Supporting Dispositive Motion</i> by UNITED STATES DEPARTMENT OF EDUCATION (Attachments: # <u>1</u> Exhibit A – Declaration of Jill Siegelbaum)(Valdivia, Diana) (Entered: 02/28/2019)

03/01/2019		NOTICE OF ERROR re <u>11</u> Motion for Extension of Time to File; emailed to diana.valdivia@usdoj.gov, cc'd 4 associated attorneys -- The PDF file you docketed contained errors: 1. Incorrect header/caption/case number, 2. DO NOT REFILE – Judge's initials are now RCL, please make changes for future filings (zjf, ) (Entered: 03/01/2019)
03/07/2019	<u>12</u>	RESPONSE re <u>11</u> MOTION for Extension of Time to File <i>Vaughn Index with Supporting Dispositive Motion</i> filed by NATIONAL STUDENT LEGAL DEFENSE NETWORK, PROJECT ON PREDATORY STUDENT LENDING OF THE LEGAL SERVICES CENTER OF HARVARD LAW SCHOOL. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B)(Upton Fulford, Martha) (Entered: 03/07/2019)
04/30/2019	<u>13</u>	STATUS REPORT by UNITED STATES DEPARTMENT OF EDUCATION. (Valdivia, Diana) (Entered: 04/30/2019)
05/01/2019	<u>14</u>	NOTICE of Appearance by Alexander S. Elson on behalf of NATIONAL STUDENT LEGAL DEFENSE NETWORK (Elson, Alexander) (Entered: 05/01/2019)
05/01/2019	<u>15</u>	NOTICE OF WITHDRAWAL OF APPEARANCE as to NATIONAL STUDENT LEGAL DEFENSE NETWORK. Attorney Martha Upton Fulford terminated. (Upton Fulford, Martha) (Entered: 05/01/2019)
05/28/2019		MINUTE ORDER Setting Hearing on <u>11</u> Motion for Extension of Time on 6/10/2019 at 02:30 PM in Courtroom 15. Signed by Judge Royce C. Lamberth on 05/28/2019. (lcrcl3) Modified on 5/28/2019 (zlsj). (Entered: 05/28/2019)
05/28/2019		Set/Reset Hearings: Motion Hearing set for 6/10/2019 at 2:30 PM in Courtroom 15 before Judge Royce C. Lamberth. (lsj) (Entered: 05/28/2019)
06/06/2019	<u>16</u>	Joint STATUS REPORT by UNITED STATES DEPARTMENT OF EDUCATION. (Valdivia, Diana) (Entered: 06/06/2019)
06/06/2019	<u>17</u>	ORDER denying <u>11</u> Motion for Extension of Time without prejudice. The Court VACATES the hearing scheduled for 6/10/2019 and further ORDERS the parties to file another joint status report no later than 9/4/2019. Signed by Judge Royce C. Lamberth on 06/06/2019. (lcrcl3) (Entered: 06/06/2019)
09/04/2019	<u>18</u>	Joint STATUS REPORT by UNITED STATES DEPARTMENT OF EDUCATION. (Valdivia, Diana) (Entered: 09/04/2019)
09/06/2019		MINUTE ORDER: Parties shall submit a further joint status report no later than 11/4/2019. Signed by Judge Royce C. Lamberth on 09/06/2019. (lcrcl3) (Entered: 09/06/2019)
09/06/2019		Set/Reset Deadlines: Joint Status Report due by 11/4/2019. (znbn) (Entered: 09/09/2019)
11/04/2019	<u>19</u>	STIPULATION of Dismissal <i>and Settlement</i> by UNITED STATES DEPARTMENT OF EDUCATION. (Valdivia, Diana) (Entered: 11/04/2019)